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L:EKERLEY(DRAFT)

L:SSCHWEUEL(INFO)
IO/EX/IR:KECARROLL (DRAFT

BIC (COMMERCE):TFIEDLER (INFO)

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LIMDIS: VIENNA FOR UNIDO MISSION

E.O. 11652: GDS

TAGS: UNIDO, EIND, OCON, PORG

SUBJECT: IGC-V DELEGATION INSTRUCTION NO. 1: ARTICLE 9: SECRETARIAT INCLUDING DEPUTY DIRECTOR GENERAL ISSUF

REF: VIENNA 1247

1. THE SYNOPSIS TEXT OF ARTICLE 9 AS OF THE CLOSE OF THE CONFIDENTIAL

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FOURTH SESSION OF THE INTER-GOVERNMENTAL COMMITTEE (A/AC.180/9/ADD.1, NOV. 22, 1976) CONTAINS THREE POSSIBLE VARIATIONS: A) NO MENTION OF A DEPUTY DIRECTOR GENERAL (THE SECRETARIAT DRAFT) B) ONE DEPUTY DIRECTOR GENERAL (PROPOSED BY GROUP B IN PARAS. 1,2, AND 5), C) TWO DEPUTY DIRECTORS GENERAL (PROPOSED BY GROUP D IN PARA 1). A FOURTH VARIATION WOULD BE TO MENTION AN UNSPECIFIED NUMBER

OF DEPUTY DIRECTORS GENERAL.

- 2. THE PRIMARY U.S. INTEREST IS THAT THE CONSTITUTION PROVIDE FOR AT LEAST ONE DEPUTY DIRECTOR GENERAL. THE ABSENCE OF A DEPUTY EXECUTIVE DIRECTOR IN THE PRESENT UNIDO HAS REPEATEDLY PROVEN TO BE A CAUSE OF ADMINISTRATIVE WEAKNESS. THE U.S. PREFERENCE, WHICH IS ALSO THE GROUP B POSITION, IS CONSTITUTIONAL SPECIFICATION OF ONLY ONE DEPUTY DIRECTOR GENERAL. IN THE FINAL ANALYSIS THE U.S. WOULD PREFER TWO DEPUTY DIRECTORS GENERAL TO NONE.
- 3. US DEL IS GIVEN LATITUDE TO ACCEPT TWO DEPUTIES IF PRIVATE EXPLORATIONS PROVE THAT MAKING COMMON CAUSE WITH GROUP D IN FAVORING TWO DEPUTIES CAN MOVE GROUP D OFF OF SOME OTHER COMPLETELY UNFAVORABLE POSITION SUCH AS MENTION OF THE CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES IN THE PREAMBLE OR A NEW INTERNATIONAL ECONOMIC ORDER IN ARTICLE 1, OR SOVEREIGNTY OVER NATURAL RESOURCES IN ARTICLE 2, OR A KEY BUDGET APPROVAL PROCEDURE. THE U.S., IN MAKING COMMON CAUSE WITH USSR DEL SHOULD TAKE CARE THAT GROUP D CAN ALSO MOVE G-77 DELEGATES TO ACCEPT PROVISIONS WHICH ARE THE SUBJECT OF A QUID PRO QUO AND THAT OTHER MEMBERS OF GROUP B ARE NOT UNDULY ALIENATED. IN THE CONTEXT OF REFTEL, BEFORE ACCEPTING IDEA OF TWO DEPUTIES, U.S. DEL SHOULD REACH UNDERSTANDING WITH USSR DEL THAT USSR GOV'T WOULD RAISE NO PUBLIC OR PRIVATE OBJECTION TO APPOINTMENT OF AMCIT TO ONE OF THE DEPUTY POSITIONS. IN ORDER TO AVOID CREATING FALSE IMPRESSION THAT SECRETARIAT COMMITMENT CONFIDENTIAL.

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TO APPOINT A U.S. DEPUTY COULD OVERCOME OTHER SERIOUS U.S. SUBSTANTIVE RESERVATIONS ABOUT CONSTITUTION, U.S. DEL SHOULD NOT DISCUSS THIS ISSUE AT THIS TIME WITH SECRETARIAT.

4. US RATIONALE FOR SEEKING ASSURANCES AS APPROPRIATE FROM USSR AT US DEL DISCRETION IS THAT MAJORITY MEMBERSHIP OF UNIDO AND LEADERSHIP OF SECRETARIAT HAS TRADITIONALLY DOWN PLAYED AND MISUNDERSTOOD ROLE OF PRIVATE ENTERPRISE IN INDUSTRIAL DEVELOPMENT. A VOICE FOR REALITY IS NEEDED TO MAKE UNIDO MORE EFFECTIVE IN PRACTICAL PROMOTION OF INDUSTRIAL DEVELOPMENT IN DEVELOPING COUNTRIES. FURTHERMORE, WHILE A VOICE OF REALISM COULD BE PROVIDED BY OTHER PRIVATE ENTERPRISE COUNTRY NATIONALS, E.G., FRG, THERE IS ADDITIONAL FACTOR THAT HAVING COMPETENT HIGH-LEVEL, VISIBLE, AMCIT IN UNIDO SECRETARIAT HIERARCHY COULD ENHANCE U.S. PUBLIC SUPPORT FOR ORGANIZATION INCLUDING SUPPORT FOR SENATE RATIFICATION OF THE TREATY CONSTITUTION. THIS LATTER

POINT IS SO MUCH IN SECRETARIAT INTEREST THAT PUTTING U.S. IN NEGOTIATING POSITION WITH SECRETARIAT APPEARS INADVISABLE AS WELL AS PREMATURE.

- 5. THE NUMBER OF DEPUTY DIRECTORS GENERAL IN EXTANT SPECIALIZED AGENCIES VARIES AS FOLLOWS: NONE IN ICAO, ONE IN FAO, ITU, IMCO, UPU, WHO, AND WMO, THREE IN ILO AND WIPO, AND FOUR IN IAEA.
- 6. US DEL SHOULD MAKE CLEAR IN PRIVATE AND PUBLIC NEGOTIATIONS THAT ANY OF THE ABOVE POSITIONS IT EXPLORES

ON THE CONSTITUTION ARE WITHOUT PREJUDICE TO ITS POSITION IN THE FIFTH COMMITTEE OF THE UNGA ON THE QUESTION OF DEPUTY EXECUTIVE DIRECTORS FOR UNIDO WHILE UNIDO REMAINS A PART OF THE UN.

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7. U.S. DEL IS AUTHORIZED TO SUPPORT THE GROUP B POSITION ON OTHER ELEMENTS OF ARTICLE 9 AS THEY ARE SPECIFIED IN ANNEX II OF THE FEBRUARY 1 REPORT OF THE VIENNA GROUP B AD HOC WORKING GROUP.

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